## UNITED STATES BANKRUPTCY COURT DISTRICT OF MASSACHUSETTS

In Re: John Dalferro	)	
	)	Chapter 13
	)	
	)	Case # 19-13581-MSH
	)	

### <u>DEBTOR'S MOTION TO APPROVE AGREED ORDER</u> <u>REGARDING TRUSTEE'S MOTION TO DISMISS</u>

And now comes John Dalferro (Debtor) and respectfully requests that this Court enter an Order approving the attached Agreed Order Regarding Trustee's Motion to Dismiss:

 On December 14, 2021, the Parties signed an agreed order, which is attached to this Motion, relative to the Trustee's Motion to Dismiss. The Parties request that this Honorable Court approve the Agreed Order.

WHEREFORE, the Debtor respectfully requests that this Court enter an Order approving the Agreed Order.

Respectfully submitted, John Dalferro By his attorney,

/s/ Kathleen L. Kane Kathleen L. Kane, BBO No. 660175 45 Pearl Avenue Winthrop, MA 02152 (617) 846-4975

Dated: December 14, 2021

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UNITED STATES BANKRUPTCY COURT DISTRICT OF MASSACHUSETTS

IN RE: John Dalferro
Debtor(s).

Chapter 13 Case No. 19 -13581-MSH

#### AGREED ORDER REGARDING TRUSTEE'S MOTION TO DISMISS

CAME ON FOR CONSIDERATION the Chapter 13 Trustee's Motion to Dismiss ("Motion") the case of the above captioned debtor(s), and it appearing that the parties have reached an agreement as to the Motion, it is hereby

ORDERED THAT IF THE DEBTOR FAILS: I) TO PAY TO THE TRUSTEE BY CERTIFIED FUNDS, BANK CHECK, MONEY ORDER OR ELECTRONIC PAYMENT THROUGH TFS (AN AUTHORIZED THIRD PARTY PAYEE) THE SUM OF \$\(\frac{3}{16}\) \* ON OR BEFORE \(\frac{6-14-2022}{202}\); AND IN ADDITION II) TO REMAIN CURRENT DURING THE PENDENCY OF THIS AGREED ORDER ON THE MONTHLY PAYMENT OF \$\(\frac{7}{15}\) TO THE TRUSTEE, THE COURT MAY DISMISS THIS CHAPTER 13 CASE UPON THE TRUSTEE'S FILING OF AN AFFIDAVIT OF NON-COMPLIANCE.

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#### AGREED TO AS TO SUBSTANCE AND FORM:

Carolyn A. Bankowski

Debtor/Debtor's Attorney

Standing Chapter 13 Trustee

Carolyn A. Bankowski, BBO#631056 Patricia A. Remer, BBO#639594

Office of the Chapter 13 Trustee

P.O. Box 8250

Boston, MA 02114

(617) 723-1313

13trustee@ch13boston.com

<sup>\*</sup> Payments must be received at P.O. Box 1131, Memphis, TN 38101-1131 by the date indicated. Unless otherwise noted, the arrearage amount does not include the current month.

# UNITED STATES BANKRUPTCY COURT DISTRICT OF MASSACHUSETTS

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In Re: John Dalferro	)	
	)	Chapter 13
	)	Case # 19-13581-MSH
	{	Case # 19-13381-MISH

#### CERTIFICATE OF SERVICE

I, Kathleen L. Kane, attorney for Debtor, hereby certify that I have served a true and correct copy of the Debtor's Motion to Approve Agreed Order upon the following parties and upon the parties listed on the attached page by first class mail, postage prepaid, or electronically via the Court's CM/ECF system.

John Fitzgerald
Office of the US Trustee
J.W. McCormack Post Office and Courthouse
5 Post Office Sq., 10<sup>th</sup> Fl, Suite 1000
Boston, MA 02109

Carolyn Bankowski Chapter 13 Trustee PO Box 8250 Boston, MA 02114

John Dalferro 379 Main Street Norwell, MA 02061

Signed under the pains and penalties of perjury this 14th day of December, 2021.

/s/ Kathleen L. Kane Kathleen L. Kane, BBO No. 660175 45 Pearl Avenue Winthrop, MA 02152 (617) 846-4975 KKaneLaw@comcast.net Bayview Loan Servicing 4425 Ponce de Leon Blvd 5th Floor Miami, FL 33146

Donna M Dalferro 379 Main Street Norwell, MA 02061

MEFA PO Box 61047 Harrisburg, PA 17106

Santander Bank c/c Bendett & McHugh 270 Farmington Avenue Suite 151 Farmington, CT 00603

Wells Fargo PO Box 17900 Denver, CO 80217